CLASSIFICATION OFFICE DECISION

Title of publication:	ADL0912.jpg
Other known title(s):	Not stated
OFLC ref:	802071
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	Not stated
Language:	Not applicable
Applicant:	District Court at North Shore
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	30 March 2009
Date of direction to issue a label:	No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file is objectionable because it promotes and supports the exploitation of young persons for sexual purposes.

The image shows a naked girl in her early to mid-teens, posed for the camera in a manner that emphasises her youthful face and sexual characteristics. A sexual reading of the image is unavoidable. Its purpose is to sexually titillate or arouse people with a sexual interest in young people. By presenting a sexualised image of a young girl, the publication encourages this sexual interest and legitimises the idea that it is acceptable for adults to become sexually aroused by young teenagers.

The classification of this publication interferes with the freedom of expression as set out in the New Zealand Bill of Rights Act 1990, but this is an outcome that is consistent with Parliament's intention that publications falling under s3(2) of the Films, Videos, and Publications Classification Act 1993 are deemed to be objectionable. The classification is also a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to limit the availability of publications that promote and support the exploitation of young persons for sexual purposes.